

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
PINE BLUFF DIVISION**

**DONALD FELIX WINNETT  
ADC #139544**

**PLAINTIFF**

v. **No. 5:13-cv-126-DPM-BD**

**RAY HOBBS, Director, Arkansas  
Department of Correction**

**DEFENDANT**

**ORDER**

The Court has considered Magistrate Judge Beth Deere's recommended disposition, No 32, and Winnett's objections, No 34. After conducting a *de novo* review, the Court adopts Judge Deere's recommendation as its own. FED. R. CIV. P. 72(b)(3). Winnett's petition for a writ of habeas corpus is time-barred. 28 U.S.C. § 2244(d)(1)(A). He has made no equitable-tolling argument, and the Court sees no basis for one. Winnett's petition is dismissed with prejudice. The pending motion for reconsideration, No 31, is denied as moot. No certificate of appealability will issue because Winnett has not made a substantial showing of the violation of any right.

So Ordered.

D.P. Marshall Jr.  
D.P. Marshall Jr.  
United States District Judge

1 October 2013